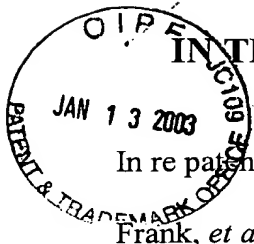


#144
B



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Frank, *et al.*

Appl. No.: 09/873,409

Filed: June 5, 2001

For: **A Gene Encoding a Multidrug
Resistance Human P-Glycoprotein
Homologue on Chromosome
7p15-21 and Uses Thereof**

Art Unit: 1642

Examiner: Yu, M.

Atty. Dkt.: 7570/73298
(Formerly 81994/279322)

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JAN 15 2003

Amendment and Response Under 37 C.F.R. § 1.111

TECH CENTER 1600/2900

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated October 23, 2002, Applicants respectfully request reconsideration of the above-captioned application in view of the following amendments and remarks.

Amendments

In the Claims:

Please cancel claims 27-29 without prejudice.

Please amend claim 39 to read as follows:

B1

39. (Amended) A vector comprising a distinct coding element consisting of the nucleotide sequence of the polynucleotide of any one of claims 19-26 or 31-38.